

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



**CORRECTED
FISCAL NOTE**

SB 1512 – HB 2192

February 3, 2018

SUMMARY OF BILL: Requires a law enforcement booking agency to determine if an arrested person is the parent or legal custodian of any children under the age of eighteen, who the child's next of kin is, and who has physical custody of each child while the person is in law enforcement custody.

Requires booking agencies to develop procedures for notifying the Department of Children's Services (DCS) to initiate a child welfare check based on the information provided by arrested person.

Requires DCS, through Child Protective Services (CPS), to conduct a welfare check when notified by booking agency.

ESTIMATED FISCAL IMPACT:

On January 31, 2018, a fiscal note was issued estimating a fiscal impact as follows:

Increase State Expenditures – Exceeds \$17,148,500

Increase Federal Expenditures – Exceeds \$14,599,800

Due to the Bureau of TennCare providing the incorrect FMAP percentages, this impact was in error. Based upon the revised information, the estimated fiscal impact has been corrected as follows:

(CORRECTED)

Increase State Expenditures – Exceeds \$17,577,100

Increase Federal Expenditures – Exceeds \$14,171,200

Corrected assumptions:

- Based on information provided by the DCS, the department does not currently conduct or respond to welfare checks, but responds when allegations of abuse or neglect are presented and determined as allegations through the Department's Child Abuse Hotline.

SB 1512 – HB 2192 (CORRECTED)

- This legislation does not specify limiting parameters for when booking agencies should notify CPS. Without specific limiting parameters, booking agencies could notify CPS to every instance in which someone who is arrested has a dependent child and require CPS to conduct a child welfare check on each of these individuals.
- Based on information provided by DCS, Class A arrests are most likely to result in arrests for which CPS will be required to conduct a welfare check pursuant to the provisions of this legislation.
- The Tennessee Bureau of Investigation reported a total of 162,821 Class A arrests in 2016.
- According to the U.S. census data, 28 percent of households in Tennessee have dependent children.
- This would result in a minimum of 45,590 ($162,821 \times 28.0\%$) additional cases CPS would have to investigate.
- Each CPS case manager can process 10 new cases per month.
- The DCS would require at least 380 additional case managers, 76 team leaders, and 19 team coordinators to account for the increase in cases that CPS responds to as a result of this legislation ($45,590 \text{ possible cases} / 12 \text{ months} / 10 \text{ new cases per month}$).
- The annual salary and cost of benefits for each position are as follows:
 - Case manager: \$36,700 salary, \$13,343 benefits;
 - Team Leader: \$43,200 salary, \$14,422 benefits;
 - Team Coordinator: \$49,200 salary, \$15,417 benefits;
- Other costs associated with each position are \$15,000 and include travel, supplies, training, rent for office space, equipment and telecommunications.
- The recurring increase in expenditures associated with the additional positions is estimated to exceed \$31,748,335 ($\$18,164,000 \text{ salaries} + \$6,459,335 \text{ benefits} + \$7,125,000 \text{ other costs}$).
- The recurring increase in expenditures exceeding \$31,748,335 will consist of at least \$17,577,116 in state and at least \$14,171,218 in federal funding, as follows:
 - \$12,699,334 in DCS state funds ($\$31,748,335 \times 40.0\%$).
 - \$4,877,782 in TennCare state funds [$(\$31,748,335 \times 45.0\%) \times 34.142\%$].
 - \$9,408,968 in TennCare federal funds [$(\$31,748,335 \times 45.0\%) \times 65.858\%$].
 - \$4,762,250 in Title IV-E federal funds ($\$31,748,335 \times 15.0\%$).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista M. Lee, Executive Director

/vlh